

ORIGINAL

JAMES T. LOW

# 92234-022

Federal Detention Center Honolulu

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Defendant Pro Se

FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

MAY 15 2006

at 10 o'clock and 55 min. A.M.  
SUE BEITIA, CLERK

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,	)	CR. NO. 05-00260 JMS
	)	
Plaintiff,	)	DEFENDANT'S MOTION TO
	)	DISMISS INDICTMENT FOR
vs.	)	VINDICTIVE PROSECUTION;
	)	DECLARATION; MEMORANDUM IN
JAMES T. LOW,	)	SUPPORT OF MOTION;
	)	CERTIFICATE OF SERVICE
	)	
Defendant.	)	DATE: June 1, 2006
	)	TIME: 9:00 a.m.
	)	JUDGE: J. MICHAEL SEABRIGHT

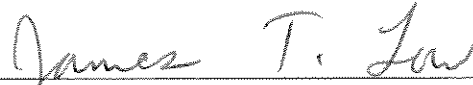
TW: 6/6/06

DEFENDANT'S MOTION TO DISMISS INDICTMENT  
FOR VINDICTIVE PROSECUTION

COMES NOW JAMES T. LOW, Defendant pro se, and moves for an order dismissing all charges against him because of vindictive prosecution. This motion is made pursuant to Rules 12(b) and 47, Federal Rules of Criminal Procedure, and is based upon the Fourth, Fifth and Sixth Amendments, the files and records of this case, the attached declaration of defendant, and all matters properly before the court and to be

presented at a hearing on this matter, demonstrating good cause to grant this motion.

Dated: Honolulu, Hawaii, May 12, 2006.

  
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JAMES T. LOW  
Defendant Pro Se